

**2003 DRAFTING REQUEST****Bill**Received: **11/26/2002**Received By: **rnelson2**Wanted: **As time permits**

Identical to LRB:

For: **Marlin Schneider (608) 266-0215**

By/Representing:

This file may be shown to any legislator: **NO**Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Courts - evidence**

Extra Copies:

Submit via email: **YES**Requester's email: **Rep.Schneider@legis.state.wi.us**

Carbon copy (CC:) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Inadmissibility of evidence of a digitally produced photograph, film, or video

**Instructions:**

See Attached 01-1398

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rnelson2 12/06/2002	jdyer 12/09/2002					S&L
/1			pgreensl 12/10/2002		amentkow 12/10/2002	sbasford 12/11/2002 sbasford 12/11/2002	

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

FE Sent For:

At  
Intro.

<END>

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12/10/2002 10:35:52 AM

Page 2

FE Sent For:

**<END>**

11/26/2002 01:19:45 PM

Page 1

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FE Sent For:

1 12/9 jld

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P8

12/10

&lt;END&gt;

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cph

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(715) 423-1223

Co-Chair Task Force on  
Digital Democracy

STATE REPRESENTATIVE  
**Marlin D. Schneider**

D E A N O F T H E A S S E M B L Y

TO: Steve Miller  
FROM: Marlin Schneider  
DATE: November 21, 2002  
RE: Bill Drafts

Enclosed is a copy of the August 7, 2002 Legislator Drafting Status Report. I would like those items which I have checked to be redrafted for the 2003-04 Legislative Session.

In addition, I would like a Constitutional Amendment exempting, or limiting the responsibility, of senior citizens from certain tax liabilities. This amendment should be based upon current Michigan law.

Also, I would like a bill that would place child support offenders who are sentenced to jail for non-payment to be placed under the Huber Law so that they can earn money that goes directly for child support.

If you have any questions please do hesitate in contacting me at 6-0215.

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*"Your representative owes you, not his industry only, but his judgment; and he betrays, instead of serving you, if he sacrifices it to your opinion." Edmund Burke Nov. 3, 1774*

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Legislator Drafting Status Report  
(sorted by LRB No): Page 6

Subject	Topic	LRB No.	Introduced As	LRB received initial request	Most recent draft sent to requester	Date placed on hold or cancelled	Attorney - Phone No.
Higher Education - UW System Higher Education - tech. college	Parking during exam week at UW and technical colleges	-1110/1	AB-87	11/17/00	11/29/00		Peter R. Grant 267-3362
Trade Regulation - other	Prohibit telemarketers from blocking caller identification	-1138/P2		11/20/00	01/17/01		Mark D. Kunkel 266-0131
Trade Regulation - electron com	Disclosure of information given to obtain customer discounts	-1371/1	AB-88	12/07/00	12/15/00		Mary Gibson-Glass 267-3215
✓ Courts - civil procedure	Inadmissibility as evidence of a digitally produced photograph, film, or video	-1398/2	AB-407	12/08/00	02/08/01		Robert P. Nelson 267-7511 ✓
✓ Criminal Law - miscellaneous	Penalty for using a computerized communication system with the intent to harass	-1429/1	AB-531	12/11/00	07/12/01		Robin L. Ryan 261-6927
Criminal Law - procedure	Place of trial for persons charged with certain crimes	-1473/P1		12/13/00	01/31/01		Robert P. Nelson 267-7511
Criminal Law - miscellaneous	Audio surveillance in retail stores	-1475/1		12/13/00		02/01/01	Robert P. Nelson 267-7511
✓ Memorials - Congress to	Calling upon the U.S. Congress to investigate the attack on the U.S.S. Liberty.	-2029/1	AR-7	01/12/01	01/15/01		Attorney Peter J. Dykman 266-7098
✓ Higher Education - miscellaneous	Prohibiting private colleges and universities from incorporating social security numbers into student identification numbers	-2186/1	AB-352	01/23/01	02/02/01		Madelon J. Lief 267-7380
✓ Higher Education - miscellaneous	Written policies on entering locker rooms	-2187/1	AB-353	01/23/01	02/06/01		Madelon J. Lief 267-7380

2003  
~~2001~~ ASSEMBLY BILL 407

May 18, 2001 - Introduced by Representatives SCHNEIDER and ZIEGELBAUER.  
Referred to Committee on Judiciary.

Regen

- 1 AN ACT *to renumber* 910.01 (1); *to amend* 910.01 (2); and *to create* 910.01 (1g)
- 2 and 910.025 of the statutes; **relating to:** admissibility of a digitally produced
- 3 photograph, film, audio, or video. ✓

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***Analysis by the Legislative Reference Bureau***

\* Under current law, if properly authenticated as being a true representation of the image in the photograph or motion picture, an original of a photograph or motion picture may be admitted in evidence to prove the content of the photograph or motion picture. This bill prohibits the introduction of a photograph, film, motion picture, audio, or video of a person, place, document, sound, or event to prove the content of the photograph, film, motion picture, audio, or video if that photograph, film, motion picture, audio, or video is created or stored by data in the form of numerical digits. The prohibition under this bill does not apply to the use of such digital representations in actions to enforce a crime related to child pornography.

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

- 4 SECTION 1. 910.01 (1) <sup>✓</sup> of the statutes is renumbered 910.01 (1m).
- 5 SECTION 2. 910.01 (1g) <sup>✓</sup> of the statutes is created to read:



# ASSEMBLY BILL 407

910.01 (1g) DIGITAL REPRESENTATION. ✓ “Digital representation” means any recording or image of a person, place, document, sound, or event that is created or stored by data in the form of numerical digits.

**SECTION 3.** 910.01 (2)<sup>x</sup> of the statutes is amended to read:

910.01 (2) PHOTOGRAPHS. "Photographs" include still photographs, X-ray films, and motion pictures, and digital representations. ✓

**SECTION 4.** 910.025<sup>x</sup> of the statutes is created to read:

**910.025 Inadmissibility of a digital representation.** In any action or proceeding, except an action under s. 948.05 or 948.12, a digital representation in the form of a photograph, film, motion picture, audio, or video is not admissible for purposes of proving the content of that digital representation.

**(END)**

Section # Initial Applicability.

(#) This act first applies to actions commenced on the effective date of this subsection. ✓

**Basford, Sarah**

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**From:** Schneider, Marlin  
**Sent:** Tuesday, December 10, 2002 6:54 PM  
**To:** LRB.Legal  
**Subject:** Draft review: LRB-0945/1 Topic: Inadmissibility of evidence of a digitally produced photograph, film, or video

It has been requested by <Schneider, Marlin> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB-0945/1 Topic: Inadmissibility of evidence of a digitally produced photograph, film, or video

## Barman, Mike

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**From:** Barman, Mike  
**Sent:** Wednesday, January 22, 2003 11:12 AM  
**To:** Baldus, John  
**Cc:** Rep.Schneider  
**Subject:** Requested PDF's



03-0938/1



03-0938/1dn



03-0943/1



03-0945/1



03-0946/1



03-0947/1



03-0958/1



03-0959/1



03-0959/1dn



03-0972/1



03-0972/1dn

*Mike Barman*

Mike Barman - Senior Program Asst. (PH. 608-266-3561)  
(E-Mail: [mike.barman@legis.state.wi.us](mailto:mike.barman@legis.state.wi.us)) (FAX: 608-264-6948)

State of Wisconsin  
Legislative Reference Bureau - Legal Section - Front Office  
100 N. Hamilton Street - 5th Floor  
Madison, WI 53703